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8
9 **UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 GGCC, LLC, an Illinois Limited Liability
11 Company, Individually and on Behalf of All
12 Others Similarly Situated,

13 Plaintiff,

14 v.

15 DYNAMIC LEDGER SOLUTIONS, INC., a
16 Delaware Corporation, TEZOS STIFTUNG,
a Swiss Foundation, KATHLEEN
17 BREITMAN, an Individual, and ARTHUR
BREITMAN, an Individual,

18 Defendants.

19 Case No. 3:17-cv-06779-RS

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28 **SUPPLEMENTAL STATEMENT
REGARDING CERTIFICATION OF
INTERESTED ENTITIES OR PERSONS**

1 ANDREW OKUSKO, individually and on
2 behalf of all others similarly situated,

Case No. 3:17-cv-06829

3 Plaintiff,

4 v.

5 DYNAMIC LEDGER SOLUTIONS, INC.,
6 THE TEZOS FOUNDATION, KATHLEEN
7 BREITMAN, ARTHUR BREITMAN, and
TIMOTHY DRAPER,

8 Defendants.

9
10 ANDREW BAKER, individually and on
behalf of all others similarly situated,

Case No. 3:17-cv-06850-RS

11 Plaintiff,

*Removed from San Francisco County
Superior Court (Case No. CGC-17-562144)*

13 v.

14 DYNAMIC LEDGER SOLUTIONS, INC., a
Delaware Corporation, THE TEZOS
15 FOUNDATION, a Swiss foundation,
KATHLEEN BREITMAN, an individual,
16 ARTHUR BREITMAN, an individual,
JOHANN GEVERS, an individual,
17 STRANGE BREW STRATEGIES, LLC, a
California limited liability company, and
18 DOES 1 through 100 inclusive,

19 Defendants.

1 **SUPPLEMENTAL STATEMENT REGARDING**
 2 **CERTIFICATION OF INTERESTED ENTITIES OR PERSONS**

3 In a telephone call today—hours before the deadline for oppositions to be filed regarding
 4 the lead plaintiff motions—counsel for Arman Anvari called undersigned counsel to state that, in
 5 Anvari’s view, Trigon Trading Pty. Ltd.’s Certification of Interested Entities (ECF No. 58), filed
 6 pursuant to Civil L.R. 3-15 was incomplete because it did not disclose Trigon’s officers (who
 7 happen to also be members and employees of an Australian law firm)¹ and a related entity that was
 8 listed as an “Ultimate Holding Company” in a filing made by Trigon with an Australian securities
 9 regulator. Revealing his true purpose, Anvari’s counsel suggested that if Trigon withdrew to avoid
 “embarrassment,” Anvari would not raise this “issue” with the Court.²

10 If Anvari’s overly literal reading of L.R. 3-15’s reference to “a financial interest of any
 11 kind” were accepted, it would require any non-human party to make voluminous disclosures of
 12 literally every single shareholder, officer, director, etc. Trigon does not believe that is a reasonable
 13 interpretation of the rule. For example, Defendant Dynamic Ledger Solution, Inc.’s “Certification
 14 Of Interested Entities Or Persons Pursuant To L.R. 3-15” (ECF No. 28) merely states:

15 Pursuant to Civil L.R. 3-15, the undersigned certifies that the following
 16 listed persons, associations of persons, firms, partnerships, corporations
 17 (including parent corporations) or other entities (i) have a financial interest in the
 18 subject matter in controversy or in a party to the proceeding, or (ii) have a non-
 financial interest in that subject matter or in a party that could be substantially
 affected by the outcome of this proceeding:

- 19 • Draper Associates V Crypto LLC is a shareholder of Defendant Dynamic
 20 Ledger Solutions, Inc.

21 Obviously this is not a complete listing of all of DLS’s shareholders. As Draper’s counsel

22
 23
 24 ¹ Trigon obviously had no intention of concealing any of this. Its filings with the Australian securities regulator are
 25 publicly available. Its certification was signed by Anna Dupont who can readily be identified as an employee of the
 Salerno law firm and the Salerno consortium. See, e.g., <https://www.salernolaw.com.au/personnel/anna-dupont/>;
<https://www.linkedin.com/in/anna-dupont-58966ba3/>.

26 ² The fact that Anvari (who would have had the largest financial interest but failed to comply with the PSLRA) feels
 27 the need to resort to these kind of tactics betrays the weakness of his position.

1 stated at the hearing on the TRO filed in *MacDonald*, Draper Associates has only “a minority
2 interest in DLS.” (*MacDonald*, ECF No. 45 (Transcript) at 50:15-16).

3 Nonetheless, for avoidance of any doubt and to avoid a sideshow over this non-issue,
4 attached hereto as Exhibit A is Trigon’s publicly available “Current Company Extract” derived
5 from the Australian Securities and Investments Commission’s database and current as of February
6 9, 2018 (the “ASIC Filing”). The ASIC Filing lists, among other things, Trigon’s officeholders,
7 secretary, registered address, and shareholder information.
8

9 DATED: February 8, 2018

/s/ Joel Fleming

10 **BLOCK & LEVITON LLP**

Joel Fleming (SBN 281264)

11 *Attorney of Record for*
12 *Trigon Trading Pty. Ltd.*

CERTIFICATE OF SERVICE

I hereby certify that on February 8, 2018, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system. I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Joel Fleming
Joel Fleming